

## CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:  
Date: Oct. 27, 2004 Name: Vincent J. Gnoffo Signature: Vincent J. Gnoffo

BRINKS  
HOFFER  
GILSON  
& LIONE

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Shoji Kurakake et al.

Appln. No.: 09/844,997

Filed: April 27, 2001

For: Method of Selecting a Network Access  
Measure from Multiple Access MeasuresAttorney Docket No: 10745/14  
Client Ref. No. PA-012

Examiner: Ramy M. Osman

Art Unit: 2157

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

## TRANSMITTAL

Sir:

## Attached is/are:

- ☒ Check for \$180 to cover submission of Information Disclosure Statement; Transmittal Cover Letter (1p. Filed in Dup.); Amendment (15pp.); Replacement Drawing Sheet of Fig. 5; Fourth Supplement Information Disclosure Statement (2pp.); PTO Form 1449 (1p.); Copy of Search Report and 1 cited reference
- ☐ Return Receipt Postcard

## Fee calculation:

- ☐ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$\_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).
- ☐ A petition or processing fee in an amount of \$\_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_\_).
- ☐ An additional filing fee has been calculated as shown below:

|   |                                  |       |                                 |               | Small Entity |           |    | Not a Small Entity |           |
|---|----------------------------------|-------|---------------------------------|---------------|--------------|-----------|----|--------------------|-----------|
|   | Claims Remaining After Amendment |       | Highest No. Previously Paid For | Present Extra | Rate         | Add'l Fee | or | Rate               | Add'l Fee |
| Total                                     |                                  | Minus |                                 |               | x \$9=       |           |    | x \$18=            |           |
| Indep.                                    |                                  | Minus |                                 |               | x 44=        |           |    | x \$88=            |           |
| First Presentation of Multiple Dep. Claim |                                  |       |                                 |               | +\$150=      |           |    | +\$300=            |           |
|   |                                  |       |                                 |               | Total        | \$        |    | Total              | \$        |

## Fee payment:

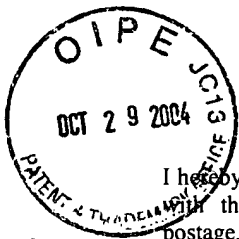
- ☒ A check in the amount of \$180 is enclosed.
- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.
- ☐ Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Date

Oct. 27, 2004

Respectfully submitted,

Vincent J. Gnoffo  
Vincent J. Gnoffo (Reg. No. 44,140)



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Date of Deposit

Vincent J. Gnoffo (Registration No. 44,714)

Name of applicant, assignee or  
Registered Representative

Vincent J. Gnoffo

Signature

Oct. 27, 2004

Date of Signature

Atty. Ref.: 10745-14  
Client Ref: PA-012

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Shoji Kurakake et al.

Serial No.: 09/844,997

Filing Date: April 27, 2001

For: METHOD OF SELECTING A NETWORK  
ACCESS MEASURE FROM MULTIPLE  
ACCESS MEASURES

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) Examiner: Ramy M. Osman  
)  
) Group Art Unit No. 2157  
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### AMENDMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In reply to the Office Action dated August 12, 2004, please amend the above-identified  
application as follows:

**Amendments to the Specifications** begin on page 3 of this paper.

**Amendments to the Drawings** begin on page 4 of this paper and corresponding marked up replacement sheets are attached hereto.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 5 of this paper.

**Remarks** begin on page 9 of this paper.

**An appendix** including amended drawing figure is attached following page 16 of this paper.